

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

FILED
IN CLERKS OFFICE

2005 JAN 19 P 3:22

EDWARDS & ANGELL, LLP,
Plaintiff,

Vs.

HISTATEK, LLC and
HISTATEK, INC.,
Defendants.

U.S. DISTRICT COURT
DISTRICT OF MASS

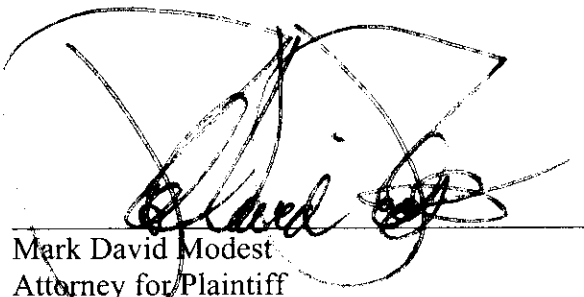
Civil Action No. 04-11632-DPW

**NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE
BY PLAINTIFF AS TO THE DEFENDANT, HISTATEK, LLC**

Pursuant to the provisions of Rule 41(a)(1)(i) of the Federal Rules of Civil Procedure, the plaintiff herein, Edwards & Angell, LLP, hereby voluntarily dismisses the above action, without prejudice, as to the defendant, Histatek, LLC. Neither an answer to the plaintiff's Complaint, nor a counterclaim, nor a motion for summary judgment has been filed by the defendant, Histatek, LLC.

Notice under Rule 77 waived.

Dated: January 15, 2005



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